IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 1032 of 1998

Between:

1 Yellasiri Venkaiah, S/o. Maneiah
R/o.Musunurivaripalem Village, Muthukur Mandal,
Nellore District.
2 Alapaka Venkaiah, S/o. Chinnaiah,
R/o.Musunurivaripalem Village, Muthukur Mandal,
Nellore District.
3 Uppala Yanadaiah, S/o. China Venkaiah,
R/o.Musunurivaripalem Village, Muthukur Mandal,
Nellore District.

..... PETITIONERS

AND

1 The District Collector and the Election Authority Under the Provisions of Andhra Pradesh Co-Op. Societies Act, Nellore.
2 The Superintendent of Prohibition and Excise,
Nellore, Nellore Dist.
3 Sri .P. Subba Rao, (appointed as Election officer to conduct the elections to Pynapuram Group Toddy Tappers Co-Op.
Society) Prohibition and Excise Inspector, District Squad, Nellore, Nellore District.
(R3 dismissed for default as per Court Order date 4.9.2001)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus declaring the voters list dt. 3-1-1998 published by the 3rd respondent for the purpose of holding elections to Pynapuram Group Toddy Tappers Co-Op. Society in Nellore District including 77 voters while the total membership of the Society is 23 as illegal, arbitrary, without jurisdiction and violative of Rule 22-(iv) of the Andhra Pradesh Co-Op. Societies Rules, set aside the same, and direct the 3rd respondent to prepare

the fresh voters list including members of the society alone and hold elections to the managing Committee of the society in accordance with law.

Counsel for the Petitioners: MR.P.SRIDHAR REDDY

Counsel for the Respondent No.1: GP FOR COOPERATION

Counsel for the Respondent No.2:

Counsel for the Respondent No.3:

The Court made the following ORDER:

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ORDER:-

Heard both the learned counsel. Having regard to the interim orders already passed by this Court in W.P.M.P.No.1144 of1998 dated 12-1-1998 and having regard to the expiry of the period of the Managing Committee of the Society in question, no further orders are necessary in this writ petition.

Accordingly, the writ is disposed of. It is needless to state that in the event of preparation of voters list, the respondents shall abide by the rules. No costs.

3—11—2004.

Stv/-

To

1 The District Collector and the Election Authority Under the Provisions of Andhra Pradesh Co-Op. Societies Act, Nellore.
2 The Superintendent of Prohibition and Excise, Nellore, Nellore Dist.

3 Two CCs to G.P for Cooperation, High Court of A.P. Buildings, Hyderabad (OUT)

4 Two CD Copies